IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Chamber Summons No.1011 of 2007
in
Suit No.2757 of 1988

Hindustan Ciba Geigy Limited ..Plaintiffs

vs.

Canara Bank ...Defendants

and

Syngenta India Limited ..Applicant

Mr.Durgesh Khanapurkar i/b M/s M.K.Ambalal and Co. for plaintiffs
Mr.Rajesh Maravoor for defendants

CORAM: S.C.DHARMADHIKARI J.
16th July, 2007

P.C.

1. This Chamber Summons is praying for the formal amendment in as much as the name of the plaintiff has changed twice and the changed name is as shown in the Chamber Summons. The copy of the chamber summons is duly served on the defendant Bank.

2. Only formal amendment is sought and, therefore, no prejudice would be caused to the defendants. Hence, withough prejudice to the rights and contentions of the parties, plaint is allowed to be amended in terms of the schedule to the chamber summons. Chamber Summons is made absolute in terms of prayer clauses (a) and (b). However,

the plaintiffs would pay costs quantitified at Rs.5000/- for the delay. Costs to be paid to Maharashtra Legal Services Authority within a period of two weeks from today. Upon payment of costs and proof thereof being produced the plaint shall be allowed to be amended. Such amendment shall be carried out within a period of one week from the date of payment of cost. If the plaintiffs' Advocate fails to carry out the amendment the suit shall stand dismissed without any further reference to Court after the time stipulated as above.

3. Needless to state that the defendants would be at liberty to file their additional written statement, if any, within a period of four weeks from the date of service of amended plaint.

(S.C.DHARMADHIKARI J.)